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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/802,502	03/17/2004	Dana Brad	79071

22242  
 FITCH EVEN TABIN AND FLANNERY  
 120 SOUTH LA SALLE STREET  
 SUITE 1600  
 CHICAGO, IL 60603-3406

CONFIRMATION NO. 3667  
 FORMALITIES LETTER



\*OC000000012830379\*

Date Mailed: 06/01/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

### SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

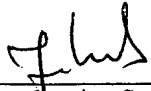
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

08/30/2004 CCHAU1 00000109 061135 10802502

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln No.: 10/802,502

Filed: 03/17/2004

Applicant(s): Brad et al.

Title: MOVABLE BARRIER OPERATOR  
WITH AN OBSTACLE DETECTOR

Art Unit: 2621

Examiner:

Attorney Docket No.: 79071

Customer No.: 22242

Confirmation No. 22242

**CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

8/27/04  
Date

Kenneth H. Samples  
Kenneth H. Samples  
Registration No. 25,747  
Attorney for Applicant(s)

Mail Stop MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

In response to the Notice to File Missing Parts dated June 01, 2004, enclosed are:

- ☒ A copy of the Notice to File Missing Parts.
- ☒ A Petition for Extension of Time for reply within the 1<sup>st</sup> month.
- ☒ An executed Declaration for Patent Application, including Power of Attorney.
- ☒ Three sheet(s) of drawings are enclosed. ☒ Formal ☐ Informal
- ☒ An Assignment of the invention to The Chamberlain Group, Inc., and Recordation Form Cover Sheet - Patents Only - Form PTO-1595.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the fee for recording the assignment.
- ☒ The Recordation Form Cover Sheet includes authorization to charge our Deposit Account for recording the assignment.

Application No. 10/802,502  
Response dated  
Notice to File Missing Parts dated June 01, 2004

☒ Fee Calculation:

Fee Calculation For Claims As Filed

<input type="checkbox"/> Provisional Application Basic Fee	\$ 160.00	
Surcharge under 37 C.F.R. §1.16(1)	\$ 50.00	
<input type="checkbox"/> Non-Provisional Utility Application Basic Fee	\$ 770.00	
Independent Claims	$\frac{3}{20} = \frac{0}{0}$	$\times \$ 86.00 = \$ 0.00$
Total Claims	$\frac{20}{20} = \frac{0}{0}$	$\times \$ 18.00 = \$ 0.00$
Fee for Multiply Dependent Claims	\$ 290.00	
Surcharge under 37 C.F.R. §1.16(e)	\$ 130.00	
<input type="checkbox"/> Design Application Basic Fee	\$ 340.00	
Surcharge under 37 C.F.R. §1.16(e)	\$ 130.00	\$ 130.00

Total Filing and/or Surcharge Fee \$ 130.00

☐ Applicant(s) assert entitlement to Small Entity Status  
(37 C.F.R. § 1.27), reducing the Filing/Surcharge Fee by half to: \$ 0.00

☐ A check in the amount of \$\_\_\_\_\_ to cover the Filing and/or Surcharge Fee.

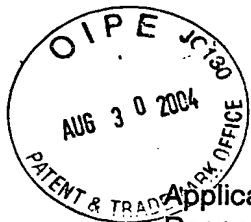
☒ Charge \$ 130.00 to Deposit Account No. 06-1135.

☒ The Director is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Director is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This sheet is filed in triplicate.

8/22/04  
Date

Kenneth H. Samples  
Kenneth H. Samples  
Registration No. 25,747

FITCH, EVEN, TABIN & FLANNERY  
120 South LaSalle Street, Suite 1600  
Chicago, Illinois 60603-3406  
Telephone: (312) 577-7000  
Facsimile: (312) 577-7007



Application No. 10/802,502

Response dated

Notice to File Missing Parts dated June 01, 2004

☒ Fee Calculation:

Fee Calculation For Claims As Filed

<input type="checkbox"/> Provisional Application Basic Fee	\$ 160.00	
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8/27/04  
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ATTORNEY DOCKET NO. 79071

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brad et al.  
Appln. No.: 10/802,502  
Filed: March 17, 2004  
Title: MOVABLE BARRIER OPERATOR  
WITH AN OBSTACLE DETECTOR  
Group Art  
Unit: 2621  
Examiner:

**CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450 Alexandria, VA 22313-1450, on this date.

8/27/04  
Date  
Kenneth H. Samples  
Registration No. 25,747  
Attorney for Applicant(s)

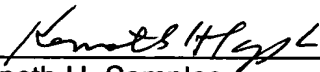
**SUBMISSION OF FORMAL DRAWINGS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed herewith are three (3) sheets of formal drawings (FIG. 1 through FIG. 7). Please substitute these formal drawings for the informal drawings submitted with the filing of the above-captioned application.

Respectfully submitted,  
FITCH, EVEN, TABIN & FLANNERY

  
Kenneth H. Samples  
Registration No. 25,747

Date: 8/27/04

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